



10/60/313

CofC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. 26.2.601/USA

In re Patent of:

Donald M. White, III et al.

Patent No. 6,938,364 B2

Issued September 6, 2005

For TWO STAGE SNOWTHROWER  
WITH IMPELLER HOUSING  
BYPASS

Certificate  
SEP 22 2005  
of Correction

REQUEST FOR CERTIFICATE OF CORRECTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

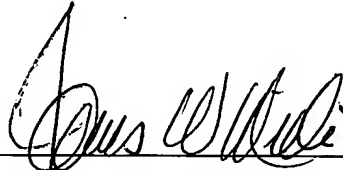
Sir:

Pursuant to 37 C.F.R. § 1.322 and/or 1.323, The Toro Company, the assignee of the entire right, title and interest in and to the above-identified United States Letters Patent, hereby requests that the attached Certificate of Correction be issued relating to this Patent.

The Certificate of Correction corrects an error on the face sheet of this patent. The error on the face sheet is the inadvertent deletion of the Assignee data. The assignee's name and address was inadvertently omitted from the Fee Transmittal Form, i.e. Form PTOL-85B. A copy of the recorded assignment is attached indicating that The Toro Company is the owner of this patent and should have listed as the assignee.

Accordingly, the attached Certificate of Correction should be issued by the Patent and Trademark Office. Please charge the fee for issuing the attached Certificate of Correction to Deposit Account No. 20-1315 of The Toro Company, the assignee.

Respectfully submitted,

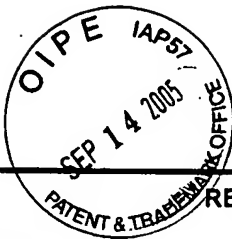


September 9, 2005

James W. Miller  
Registration No. 27,661  
Suite 1005 Foshay Tower  
821 Marquette Avenue South  
Minneapolis, MN 55402

Telephone (612) 338-5915

SEP 22 2005



Form PTO-1595  
(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

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# RECORDATION FORM COVER SHEET PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Donald M. White, III  
David A. Murray  
Jerold F. Patrin

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: 11/13/2003

2. Name and address of receiving party(ies)

Name: The Toro Company

Internal Address: \_\_\_\_\_

Street Address: 8111 Lyndale Avenue South

City: Bloomington State: MN Zip: 55420

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s) 10/601,313

B. Patent No.(s) \_\_\_\_\_

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: James W. Miller

Internal Address: Suite 1005 Foshay Tower

Street Address: 821 Marquette Avenue

City: Minneapolis State: MN Zip: 55402

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40

- ☐ Enclosed  
☒ Authorized to be charged to deposit account

8. Deposit account number:

20-1315 of The Toro Company

DO NOT USE THIS SPACE

9. Signature.

James W. Miller

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and documents: 4

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

**ASSIGNMENT**

WHEREAS, We, Donald M. White, III, David A. Murray and Jerold F. Patrin, residing or having a mailing address at 8028 Dakota Avenue, Chanhassen, MN 55317, 608 McFadden's Trail, Eagan, MN 55123, and 15101 Riverside Avenue North, Marine on St. Croix, MN 55047, respectively, have made certain new and useful inventions and improvements for which we executed an application for Letters Patent of the United States which is entitled TWO STAGE SNOWTHROWER WITH IMPELLER HOUSING BYPASS, the specification of which was filed June 20, 2003 as Serial Number 10/601,313;

AND, WHEREAS, The Toro Company, a corporation organized and existing under and by virtue of the laws of the State of Delaware, and having an office and place of business at 8111 Lyndale Avenue South, Bloomington, Minnesota is desirous of acquiring the entire right, title and interest in and to said inventions, improvements and applications and in and to the Letters Patent to be obtained therefor;

NOW, THEREFORE, to all whom it may concern, be it known that for and in consideration of the sum of One Dollar and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, we have sold, assigned and transferred, and by these presents do sell, assign and transfer unto said The Toro Company, its successors or assigns, the entire right, title and interest for all countries in and to all inventions and improvements disclosed in the aforesaid application, and in and to said application, all divisions, continuations, or renewals thereof, all Letters Patent which may be granted therefrom, and all reissues or extensions of such patents, and in and to any and all applications which have been or shall be filed in any foreign countries for Letters Patent on said inventions and improvements, including an assignment of all rights under the provisions of the International Convention, and all Letters Patent of foreign countries which may be granted therefrom; and

WE do hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all United States Letters Patent for the aforesaid inventions and improvements to said The Toro Company as the assignee of the entire right, title and interest in and to the same, for the use of said The Toro Company, its successors or assigns.

AND, for the consideration aforesaid, we do hereby agree that we, or our executors or legal representatives, will make, execute and deliver any and all other instruments in writing relating to said inventions and improvements including any and all further application papers, affidavits, assignments and other documents, and will communicate to said The Toro Company, its representatives, successors or assigns, any and all facts known to us relating to said inventions and improvements and the history thereof, and will testify in all legal proceedings and generally do all things which may be necessary or desirable more effectually to secure to and vest in said The Toro Company, its successors or assigns the entire right, title and interest in and to the improvements, inventions,

applications, Letters Patent, rights, titles, benefits, privileges and advantages hereby sold, assigned and conveyed, or intended so to be.

AND, FURTHERMORE, we covenant and agree with said The Toro Company, its successors or assigns, that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by us, and that the full right to convey the same as herein expressed is possessed by us.

IN TESTIMONY WHEREOF, we have hereunto set our hands, as of the date written below adjacent our signatures.

Full Name of First Inventor	Signature	Date
Donald M. White, III	<i>Donald M. White</i>	11-13-03
Full Name of Second Joint Inventor, If Any	Signature	Date
David A. Murray	<i>David A. Murray</i>	11-13-03
Full Name of Third Joint Inventor, If Any	Signature	Date
Jerold F. Patrin	<i>Jerold F. Patrin</i>	11/13/03
Full Name of Fourth Joint Inventor, If Any	Signature	Date
Full Name of Fifth Joint Inventor, If Any	Signature	Date

STATE OF Minnesota )  
COUNTY OF Hennepin )

On this 13<sup>th</sup> day of NOVEMBER, 2003, before me personally appeared Donald M. White, III, to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

Notary Public

Marguerite M. Gerold

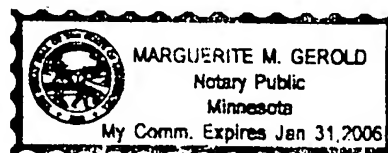


STATE OF Minnesota )  
COUNTY OF Hennepin )

On this 13<sup>th</sup> day of November , 2003, before me personally appeared David A. Murray, to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

Notary Public

Marguerite M. Gerold

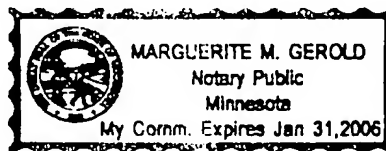


STATE OF Minnesota )  
COUNTY OF Hennepin )

On this 13<sup>th</sup> day of November , 2003, before me personally appeared Jerold F. Patrin, to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

Notary Public

Marguerite M. Gerold



Staple  
Here  
Only !

PRINTER'S TRIM LINE

UNITED STATES PATENT AND TRADEMARK OFFICE  
**CERTIFICATE OF CORRECTION**

PATENT NO. : U.S. Patent 6,938,364 *B2*  
DATED : September 6, 2005  
INVENTOR(S) : Donald M. White, III et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title Page, after Item [75], Inventors, insert the following Assignee:  
--The Toro Company, Bloomington, MN (US)--

MAILING ADDRESS OF SENDER:

James W. Miller, Esq.  
Suite 1005 Foshay Tower  
821 Marquette Avenue South  
Minneapolis, MN 55402

PATENT NO. \_\_\_\_\_

No. of add'l copies  
@ 50¢ per page

SEP 22 2005

